



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/534,605	FIRST NAMED APPLICANT Albert B Deisseroth	ATTY. DOCKET NO. 0362222-0212
INTERNATIONAL APPLICATION NO. PCT/US03/36237		
I.A. FILING DATE 11/12/2003		PRIORITY DATE 11/12/2002

30542  
FOLEY & LARDNER LLP  
P.O. BOX 80278  
SAN DIEGO, CA 92138-0278

**RECEIVED**

SEP 12 2006

IF OF  
FOLEY & LARDNER

CONFIRMATION NO. 7449

371 FORMALITIES LETTER



\*QC000000020291496\*

Date Mailed: 09/05/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/11/2005
- Copy of the International Search Report filed on 05/11/2005
- Information Disclosure Statements filed on 05/11/2005
- U.S. Basic National Fees filed on 05/11/2005
- Priority Documents filed on 05/11/2005
- Power of Attorney filed on 05/11/2005

Date: 9/21/06  
C/M #: 47162-5001/218053  
Due Date: 11/5/06  
Action Due: Declaration  
By: DRINKER BIDDLE & REATH LLP

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

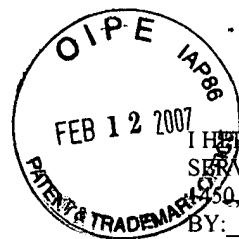
CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/534,605	PCT/US03/36237	0362222-0212

FORM PCT/DO/EO/905 (371 Formalities Notice)



*Handwritten signature/initials*

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON THE DATE INDICATED BELOW.

BY: *Dany E. Roth*

DATE: February 5, 2007

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:**

Albert B. Deisseroth, et al.

Group Art Unit: Not yet assigned

**Application No.:** 10/534,605

Examiner: Not yet assigned

**Filed:** May 11, 2005

Attorney Docket No. 47162-5001US (218053)  
(previously 0362222-0212)

**Title:** Adenoviral Vector Vaccine

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE  
MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

In response to the Notice to File Missing Requirement mailed September 5, 2006 (copy enclosed), Applicants submit herewith fully executed Declarations and a Petition for a three month extension of time. The Commissioner is authorized to charge \$510.00 for the extension of time fee to Deposit Account No 50-0573.

If there are any further fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0573.

February 5, 2007  
Date

Respectfully submitted,

*Kathryn Doyle*  
KATHRYN DOYLE, Ph.D., J.D.  
Registration No. 36,317  
DRINKER, BIDDLE & REATH, LLP  
One Logan Square  
18<sup>th</sup> and Cherry Streets  
Philadelphia, PA 19103-6996  
Telephone No.: 215-988-2902  
Direct Telephone: 215-988-2902  
Facsimile: 215-988-2757  
E-Mail: kathryn.doyle@dbr.com  
*Attorney for Applicants*

/dp  
Enclosures  
PHIP\536254\1